



WEB COPY



Crl.R.C.No.489 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2023

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.R.C.No.489 of 2023

and

Crl.M.P.No.3744 of 2023

P.Devi

... Petitioner/Complainant

Vs.

1.S.Bhaskaran

2.S.Saraswathy

... Respondents

PRAYER: Criminal Revision Case filed under Sections 397 r/w. 401 of Cr.P.C, prayed to set aside the order dated 08.11.2022 in Crl.M.P.No.8944 of 2021 on the file of the learned XXIII Metropolitan Magistrate, Saidapet and allow this Criminal Revision Petition.

For Petitioner : Mr.N.Kalidoss

For Respondents : Mr.D.Vijay

ORDER

This Criminal Revision Case has been filed to set aside the order dated 08.11.2022 made in Crl.M.P.No.8944 of 2021 by the learned XXIII Metropolitan Magistrate, Saidapet.



Crl.R.C.No.489 of 2023

WEB COPY

2.This Court, by an order dated 22.06.2023, finding that it is a matrimonial dispute and there is a possibility of settlement, referred the matter to the Mediation Centre.

3.The learned counsel for petitioner as well as respondents are present before this Court. Both of them submitted that during the mediation, the issue between the petitioner and the respondents resolved and the petitioner/wife undertakes to withdraw the M.C.No.13 of 2010 on receipt of the agreed amount being paid by the respondents.

4.The Mediation Report received and a scanned reproduction of the same reads as follows:



Crl.R.C.No.489 of 2023

WEB COPY

1

SETTLEMENT AGREEMENT

This Settlement Agreement entered in to on this the 19th day of September 2023 between

P.DEVI, daughter of Mr.Pandurangan and wife of Mr.S.Baskaran, aged about 51 years, residing at Old No.72, New No.161, TTK Road, Alwarpet, Chennai - 600 018.

AND

S.BASKARAN, son of Late.A.Selvarajan, aged about 55 years, residing at Old No.72, New No.161, TTK Road, Alwarpet, Chennai - 600 018

WHEREAS

1. Dispute and Difference has arisen between the parties hereto and Crl.R.C. No.489 of 2023 was filed on 6-03-2023 before Hon'ble High Court, Madras.
2. The matter was referred to Mediation/conciliation vide an order dated 22-06-2023 in Crl.R.C. No.489 of 2023
3. The Parties agreed that Ms.G.Sridevi and Ms.Dukka Kanaka Lakshmi would act as their Mediator/conciliator.
4. Several meetings were held during the process of Mediation/conciliation from 10-07-2023 to 19-09-2023 and the parties have with the assistance of Mediator/Conciliator voluntarily arrived at an amicable solution resolving the above mentioned disputes and differences.

S. Baskaran

P. Devi



CrI.R.C.No.489 of 2023

WEB COPY

5. The parties hereto confirm and declare that they have voluntarily and of their own free will arrived at this Settlement Agreement in the presence of the Mediator/Conciliator.

6. The following settlement has been arrived at between the parties hereto.

i. The 1st Respondent hereby declares that Petitioner is the Legally wedded wife of the 1st Respondent and Out of the wed lock three female children's viz B.Kavitha, B.Sujatha and B.Soundharaya were born.

ii. The 1st Respondent shall pay Rs.1,05,00,000/- (Rupees One Crore and Five Lakhs Only) to the Petitioner towards Compensation within 50 days from the date of the filing this settlement Memo.

The Petitioner shall withdraw the M.C.No.13 of 2010 on the file of XXIII METROPOLITAN MAGISTRATE COURT AT SAIDAPET on receipt of Rs.1,05,00,000/- (Rupees One Crore and Five Lakhs Only).

iv. The Petitioner shall reside in Land and Building bearing Old No.72, New No.161, TTK Road, First Floor, Alwarpet, Chennai - 600 018 (formerly known as No.43, Mowbray's Road) along with the 1st Respondent, their daughters viz B.Kavitha, B.Sujatha and B.Soundharaya.

v. The Petitioner hereby undertakes that she will not claim any compensation/damages from the 1st

P. Baskararam.

P. Devi





Crl.R.C.No.489 of 2023

WEB COPY

3

Respondent in respect of the claim made in MC No. 13 of 2010 at future date.

- vi. The 1st Respondent shall pay Rs.15,000/- (Rupees Fifteen Thousand Only) to the Petitioner till the payment of Rs.1,05,00,000/- (Rupees One Crore and Five Lakhs Only) thereafter the 1st Respondent shall not pay the said Rs.15,000/- to the Petitioner.
- vii. The Petitioner hereby declares that she will not initiate any criminal case or any other case against the 1st Respondent and Maiarvizhi in future for Bigamy or any issues forming part of M.C.No.13 of 2010.

7. By signing this Agreement the Parties hereto state that they have no further claims or demands against each other with respect to Crl.R.C.No.489 of 2023 and all disputes and differences in this regard have been amicably settled by the Parties hereto through the process of Conciliation/Mediation.

Dated at Chennai this the 19th day of September 2023

P. Devi

Petitioner

S. Sathyanarayanan

1st Respondent

Ms. Sathya
Counsel for Petitioner

D. Vijay
Counsel for Respondents





WEB COPY



Crl.R.C.No.489 of 2023

M.NIRMAL KUMAR,J.

rsi

5.Recording the above settlement, the Criminal Revision Case is closed. Consequently, connected Criminal Miscellaneous Petition is also closed.

08.11.2023

Index : Yes/No

Speaking order/Non-speaking order

Neutral citation: Yes/No

rsi

To

1.The XXIII Metropolitan Magistrate,
Saidapet, Chennai.

2.The Public Prosecutor,
High Court, Madras.

Crl.R.C.No.489 of 2023

and

Crl.M.P.No.3744 of 2023